



General Assembly

January Session, 2005

Amendment

LCO No. 6031

SB0111606031SD0

Offered by:

SEN. CIOTTO, 9th Dist.

SEN. NICKERSON, 36th Dist.

To: Subst. Senate Bill No. 1116

File No. 269

Cal. No. 239

"AN ACT AMENDING CERTAIN MOTOR VEHICLE STATUTES."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective October 1, 2005*) (a) For the purposes of
4 this section:

5 (1) "Alcoholic beverage" has the same meaning as provided in
6 section 30-1 of the general statutes;

7 (2) "Highway" has the same meaning as provided in section 14-1 of
8 the general statutes;

9 (3) "Open alcoholic beverage container" means a bottle, can or other
10 receptacle (A) that contains any amount of an alcoholic beverage, and
11 (B) (i) that is open or has a broken seal, or (ii) the contents of which are
12 partially removed;

13 (4) "Passenger" means any occupant of a motor vehicle other than

14 the operator; and

15 (5) "Passenger area" means (A) the area designed to seat the
16 operator of and any passenger in a motor vehicle while such vehicle is
17 being operated on a highway, or (B) any area that is readily accessible
18 to such operator or passenger while such person is in such person's
19 seating position; except that, in a motor vehicle that is not equipped
20 with a trunk, "passenger area" does not include a locked glove
21 compartment, the area behind the last upright seat closest to the rear of
22 the motor vehicle or an area not normally occupied by the operator of
23 or passengers in such motor vehicle.

24 (b) No person shall possess an open alcoholic beverage container
25 within the passenger area of a motor vehicle while such motor vehicle
26 is on any highway in this state.

27 (c) The provisions of subsection (b) of this section shall not apply to:
28 (1) A passenger in a motor vehicle designed, maintained and primarily
29 used for the transportation of persons for hire, and (2) a passenger in
30 the living quarters of a recreational vehicle, as defined in section 14-1
31 of the general statutes.

32 (d) Any person who violates the provisions of subsection (b) of this
33 section shall be fined not more than five hundred dollars."